

Second Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 26-0080.01 Jacob Baus x2173

HOUSE BILL 26-1022

HOUSE SPONSORSHIP

Barron,

SENATE SPONSORSHIP

(None),

House Committees
State, Civic, Military, & Veterans Affairs
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING AN OPT-OUT FROM JURY SERVICE FOR PEOPLE WHO ARE**

102 **AT LEAST SEVENTY-TWO YEARS OLD.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill allows a person who is 72 years old or older to choose to temporarily or permanently opt out of jury service. The judge or jury commissioner may require documentation in support of the opt-out.

1 *Be it enacted by the General Assembly of the State of Colorado:*

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

1 **SECTION 1.** In Colorado Revised Statutes, 13-71-119.5, **add**
2 (2.7) as follows:

3 **13-71-119.5. Persons entitled to be excused from or to opt out**
4 **of jury service - temporary or permanent.**

5 (2.7) (a) (I) BEGINNING JANUARY 1, 2027, A JUDGE OR JURY
6 COMMISSIONER OF THE COURT TO WHICH A PERSON IS SUMMONED FOR
7 JURY SERVICE SHALL ALLOW A PERSON WHO IS SEVENTY-TWO YEARS OLD
8 OR OLDER, AS OF THE BEGINNING DATE OF JURY SERVICE STATED ON THE
9 JUROR SUMMONS, TO TEMPORARILY OPT OUT OF JURY SERVICE IF THE
10 PERSON REQUESTS TO TEMPORARILY OPT OUT OF JURY SERVICE.

11 (II) A PERSON WHO TEMPORARILY OPTS OUT PURSUANT TO THIS
12 SUBSECTION (2.7)(a) IS ELIGIBLE FOR JUROR QUALIFICATION WHEN THE
13 TEMPORARY OPT-OUT EXPIRES, WHICH IS ONE YEAR FROM THE DATE THAT
14 THE PERSON REQUESTED TO TEMPORARILY OPT OUT OF JURY SERVICE.

15 (b) NOTWITHSTANDING SUBSECTION (2.7)(a) OF THIS SECTION,
16 BEGINNING JANUARY 1, 2027, A JUDGE OR JURY COMMISSIONER OF THE
17 COURT TO WHICH A PERSON IS SUMMONED FOR JURY SERVICE SHALL
18 ALLOW A PERSON WHO IS SEVENTY-TWO YEARS OLD OR OLDER, AS OF THE
19 BEGINNING DATE OF JURY SERVICE STATED ON THE JUROR SUMMONS, TO
20 PERMANENTLY OPT OUT OF JURY SERVICE IF THE PERSON REQUESTS TO
21 PERMANENTLY OPT OUT OF JURY SERVICE.

22 (c) THE JUDGE OR JURY COMMISSIONER OF THE COURT TO WHICH
23 A PERSON IS SUMMONED FOR JURY SERVICE MAY REQUIRE THE PERSON
24 WHO REQUESTS EITHER A TEMPORARY OR PERMANENT OPT-OUT FROM
25 JURY SERVICE PURSUANT TO THIS SUBSECTION (2.7) TO PROVIDE A
26 DOCUMENT DEMONSTRATING PROOF OF THEIR AGE. A DOCUMENT
27 PROVIDED PURSUANT TO THIS SUBSECTION (2.7) IS NOT A PUBLIC RECORD

1 AND MUST NOT BE DISCLOSED TO THE PUBLIC.

2 (d) A PERSON WHO REQUESTS A TEMPORARY OR PERMANENT
3 OPT-OUT FROM JURY SERVICE PURSUANT TO THIS SUBSECTION (2.7) SHALL
4 TAKE ALL ACTIONS NECESSARY TO OBTAIN A DETERMINATION REGARDING
5 THE REQUEST BEFORE THE BEGINNING DATE OF JURY SERVICE STATED ON
6 THE JUROR SUMMONS.

7 (e) SUBSECTION (3) OF THIS SECTION DOES NOT APPLY TO A PERSON
8 WHO TEMPORARILY OR PERMANENTLY OPTS OUT OF JURY SERVICE
9 PURSUANT TO THIS SUBSECTION (2.7).

10 **SECTION 2. Act subject to petition - effective date.** This act
11 takes effect at 12:01 a.m. on the day following the expiration of the
12 ninety-day period after final adjournment of the general assembly (August
13 12, 2026, if adjournment sine die is on May 13, 2026); except that, if a
14 referendum petition is filed pursuant to section 1 (3) of article V of the
15 state constitution against this act or an item, section, or part of this act
16 within such period, then the act, item, section, or part will not take effect
17 unless approved by the people at the general election to be held in
18 November 2026 and, in such case, will take effect on the date of the
19 official declaration of the vote thereon by the governor.